

Express Mail No.: EL 500 576 406 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Stewart et al.

Confirmation No. 2462

Application No.: 10/031,110 (National stage of  
PCT/EP00/06533, filed July 10,  
2000)

Group Art Unit: To Be Assigned

Filed: January 9, 2002

Examiner: To Be Assigned

For: METHODS AND COMPOSITIONS FOR DIRECTED  
CLONING AND SUBCLONING USING  
HOMOLOGOUS RECOMBINATION

Attorney Docket No.: 9882-013-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. § 371 IN THE UNITED STATES**  
**DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Assistant Commissioner for Patents  
BOX PCT  
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) ("Notice") mailed June 18, 2002, in connection with the above-identified application Applicants submit herewith (1) a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of three (3) months from August 18, 2002 to November 18, 2002; (2) an executed Declaration; (3) return copy of Notice; and (4) Amendment and Transmittal of Substitute Listing and sequence listing in paper and computer readable forms.

In accordance with the Notice, the surcharge for filing the enclosed Declaration is estimated to be \$130.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date November 12, 2002

Adriane M. Antler 32,605  
Adriane M. Antler (Reg. No.)

By:

Eileen E. Falvey 46,097  
Eileen E. Falvey (Reg. No.)

PENNIE & EDMONDS LLP  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosures



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/031,110	Francis A Stewart	9882-013 999

INTERNATIONAL APPLICATION NO.
PCT/EP00/06533

I.A. FILING DATE	PRIORITY DATE
07/10/2000	07/09/1999

Pennie & Edmonds  
1155 Avenue of Americas  
New York, NY 10036-2711

CONFIRMATION NO. 2462

371 FORMALITIES LETTER



\*OC00000008299991\*

Oath/declaration + fees 8/18/02  
Sequence listing 8/18/02 @

Date Mailed: 06/18/2002

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

REFERRED TO <u>Antle/Felvey</u>
REC'D
JUN 28 2002
Pennie & Edmonds
O.K. for filing _____

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- Please see the error report attached to the notice of Missing Requirements.
- **APPLICANT MUST PROVIDE:**
  - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/031,110	PCT/EP00/06533	9882-013 999